

Message Text

CONFIDENTIAL

PAGE 01 TOKYO 05943 221024Z

ACTION EA-09

INFO OCT-01 EUR-12 ISO-00 FEA-01 ACDA-07 AGRE-00

AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 COME-00

DLOS-09 DODE-00 DOTE-00 EB-08 EPA-01 ERDA-05

FMC-01 TRSE-00 H-01 INR-07 INT-05 IO-13 JUSE-00

L-03 NSAE-00 NSC-05 NSF-01 OES-06 OMB-01 PA-01

PM-04 PRS-01 SP-02 SS-15 USIA-06 /132 W

-----221034Z 063154 /13

P R 220938Z APR 77

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC PRIORITY 7185

INFO AMEMBASSY MOSCOW

AMEMBASSY SEOUL

AMEMBASSY TAIPEI

USLO PEKING

C O N F I D E N T I A L TOKYO 5943

E.O. 11652: GDS

TAGS: PFOR, EFIS, JA, UR

SUBJECT: JAPANESE LEGISLATION TO EXTEND MARITIME JURISDICTION

REF: TOKYO 5679 AND PREVIOUS

SUMMARY: CABINET APRIL 21 APPROVED ON BILL TO ESTABLISH 200-MILE FISHING ZONE VIS-A-VIS COUNTRIES THAT HAVE ESTABLISHED SIMILAR ZONES, E.G., USSR. BILL IS EXPECTED TO CLEAR DIET APRIL 28 IN TANDEM WITH MORE CONTROVERSIAL BILL EXTENDING TERRITORIAL SEA TO TWELVE MILES. THOUGH OPPOSITION PARTIES WILL, MOSTLY FOR THE RECORD, SEEK AMENDMENT OF LATTER BILL, FONOFF BELIEVES ITS PASSAGE INTACT IS ASSURED. END SUMMARY.

1. CABINET APRIL 21 APPROVED DRAFT "INTERIM LAW WITH REGARD TO FISHERY ZONE," WHICH WAS INTRODUCED IN LOWER HOUSE APRIL 22 AND REFERRED IMMEDIATELY
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 TOKYO 05943 221024Z

TO AGRICULTURE COMMITTEE. ACCORDING TO YOMIURI, ON BASIS OF PLEDGES RECEIVED FROM OPPOSITION PARTY LEADERS APRIL 18 (REFTEL), GOJ EXPECTED THAT 200-MILE FISHERY ZONE LEGISLATION AND TERRITORIAL SEA LEGALTION WOULD CLEAR BOTH HOUSES OF DIET AS PACKAGE BY END OF MONTH.

2. ACCORDING TO MAINICHI, TWENTY-ONE ARTICLE FISHERY

ZONE BILL IS INTENDED "TO PREPARE FOR THE ESTABLISHMENT OF A NEW ORDER OF THE OCEAN." IT STIPULATES THAT:

--IF JAPANESE ZONE OVERLAPPED THAT OF FOREIGN COUNTRY, MEDIAN LINE WOULD BE DRAWN OR OTHER DEMARCATION WOULD BE MUTUALLY AGREED;

--FOREIGNERS MIGHT FISH IN ZONE AFTER OBTAINING GOJ PERMISSION AND PAYING FISHING FEES;

--GOJ MIGHT LEVY FINES UP TO TEN MILLION YEN (ABOUT \$36,000) AGAINST VIOLATORS OF LAW;

--LAW WOULD NOT BE APPLIED AGAINST FISHERMEN OF NATIONS WHICH HAD NOT ESTABLISHED 200-MILE ZONES (E.G, NORTH AND SOUTH KOREA, PRC AND TAIWAN);

--FOREIGN FISHING WOULD BE BANNED IN FIVE "INTERNATIONAL STRAITS" TO BE PROVISIONALLY MAINTAINED AS EXCEPTION UNDER PENDING TWELVE-MILE TERRITORIAL SEA LEGISLATION.

3. MAINICHI SAID FURTHER THAT DEMARCATION OF 200-MILE ZONE WOULD BE MADE BY GOJ ORDINANCE PROVIDED FOR IN DRAFT BILL, AND THAT GOJ INTENDED TO INCLUDE WATERS SURROUNDING "NORTHERN ISLANDS" DISPUTED WITH USSR. YOMIURI REPORTED THAT AGMIN SUZUKI TOLD CABINET THAT GOJ WAS "NOT CONSIDERING DEMARCATION OF FISHING ZONE IN REGARD TO CHINA AND NORTH AND SOUTH KOREA."
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 TOKYO 05943 221024Z

4. CABINET AT SAME MEETING ESTABLISHED TWO INTER-MINISTRY COMMITTEES. FIRST, WHICH WOULD INCLUDE DEFENSE AGENCY, WOULD STUDY PATROLLING OF FISHERY ZONE. RESOURCES OF MARITIME SAFETY AGENCY (COAST GUARD) ARE GENERALLY REGARDED HERE AS INADEQUATE TO POLICE ZONE, BUT NOTION OF AUTHORIZING MARITIME SELF DEFENSE FORCE TO ASSIST IS CONTROVERSIAL. CABINET SECRETARY SONODA TOLD PRESS FOLLOWING MEETING THAT GOJ WOULD NOT TAKE MEASURES WHICH MIGHT BE INTERPRETED AS USING JAPAN-SOVIET FISHERIES QUARREL AS PRETEXT TO STRENGTHEN DEFENSE CAPABILITY. SECOND COMMITTEE WOULD STUDY MEANS OF DEVELOPING FISHERY RESOURCES WITHIN ZONE.

5. ALSO ON APRIL 21, MODERATE OPPOSITION DEMOCRATIC SOCIALISTS AND NEW LIBERAL CLUB SUBMITTED IN LOWER HOUSE AGRICULTURE COMMITTEE DRAFT AMENDMENT TO TERRITORIAL SEA BILL. MEDIA REPORT SUGGESTS AMENDMENT WOULD DELETE PROVISIONAL "FREEZING" OF HIGH SEAS STATUS FOR STRAITS,

BUT ALLOW GOJ TO ESTABLISH THEREIN BY ORDINANCE "TEMPORARY SEA LANES" IN JAPANESE TERRITORIAL WATERS. MOFA LEGAL AFFAIRS DIVDIR WATANABE TOLD EMBOFF APRIL 22 THAT THIS AMENDMENT WAS PRO FORMA, IN ORDER TO DEMONSTRATE THAT DSP AND NLC INDEPENDENT OF GOJ, AND WOULD FAIL IN COMMITTEE. SIMILAR FATE AWAITED AMENDMENT ABOUT TO BE INTRODUCED BY SOCIALISTS AND COMMUNISTS. GOJ CONFIDENT THAT, THEIR AMENDMENT FAILING, DSP AND NLC WOULD SUPPORT GOVERNMENT DRAFT IN COMMITTEE VOTE ON WHOLE BILL EXPECTED APRIL 26. GOJ SCENARIO CALLED FOR BILL THEN TO BE PASSED IN TANDEM WITH 200-MILE LEGISLATION BY LOWER HOUSE SAME DAY AND BY UPPER HOUSE, AFTER BRIEF HEARING IN COMMITTEE, ON APRIL 28.

6. NEWS THAT SOVIET UNION NEGOTIATOR ISHKOW APRIL 20 AGREED TO SPLIT DIFFERENCE BETWEEN USSR AND JAPANESE DEMANDS ON SALMON QUOTA OUTSIDE SOVIET 200-MILE ZONE WAS INTERPRETED BY TOKYO MEDIA AS "POLITICAL CONCESSION."
CONFIDENTIAL

CONFIDENTIAL

PAGE 04 TOKYO 05943 221024Z

IT WAS NOT ENOUGH TO DETER LOWER HOUSE STEERING COMMITTEE FROM UNANIMOUSLY APPROVING RESOLUTION RAPPING SOVIET INJECTION OF TERRITORIAL ISSUE INTO FISHERIES TALKS. RESOLUTION, WHICH IS EXPECTED TO BE ADOPTED APRIL 22, ALSO EMPHASIZES THAT NORTHERN ISLANDS ARE "INHERENTLY JAPANESE" AND URGES GOJ TO MAKE NO CONCESSIONS WHICH MIGHT COMPROMISE CLAIM TO THEM.
SHOESMITH

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: FISHING LIMITS, TWO HUNDRED MILE LIMIT, LEGISLATIVE BILLS
Control Number: n/a
Copy: SINGLE
Sent Date: 22-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977TOKYO05943
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770140-0345
Format: TEL
From: TOKYO
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770427/aaaaawul.tel
Line Count: 147
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: b7f516a0-c288-dd11-92da-001cc4696bcc
Office: ACTION EA
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 TOKYO 5679
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 12-Jan-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2716034
Secure: OPEN
Status: NATIVE
Subject: JAPANESE LEGISLATION TO EXTEND MARITIME JURISDICTION
TAGS: PFOR, EFIS, JA, UR
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/b7f516a0-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009